

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Notification

OSD/RRVS/31/71-Vol. III

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 25th July, 1963 the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government, Medical College (non-ministerial, non-Gazetted) posts Recruitment Rules, 1966 issued under Notification dated 6th August, 1966 and published in Government Gazette Series I, No. 23 dated 8th September, 1966 namely:—

1. *Short title and commencement.*— (i) These rules may be called the Goa Government, Medical College (non-ministerial, non-Gazetted) posts Recruitment (sixth amendment) Rules, 1974.

(ii) They shall come into force at once.

2. In the schedule attached to the said Notification:

(a) Against the post of Compounder appearing at serial No. 11 for the existing entry in column 6, substitute:

“35 years and below”.

(b) Against the post of Sanitary Inspector appearing at serial No. 12, for the existing entry in column 6, substitute:

“25 years and below”.

(c) Against the post of Biochemist appearing at serial No. 24:

(i) for the existing entry in column 10 substitute:

“by promotion failing which by direct recruitment”.

(ii) For the existing entry in column 11 substitute:

“Promotion: Technical Assistant with 5 years service in the grade and possessing B. Sc. with Chemistry as educational qualifications”.

(iii) for the existing entry in column 12 substitute:

“Class III D. P. C.”.

(d) Against the post of Junior Medical Officer appearing at serial No. 25 for the existing entry in column 10 substitute:

“By direct recruitment”.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 24th May, 1974.

Notification

OSD/RRVS/39/67

In exercise of the powers conferred by the proviso to article 309 of the constitution, read with the Government of India, Ministry of Home Affairs Notification No. F.1/29/68-GP dated 29th June, 1968 the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa, Daman and Diu Civil Service Rules, 1967 issued under Notification dated 4th June, 1967, published in Government Gazette, Series I, No. 16 dated 20th July, 1967, read with the Notification of even number dated 22nd August, 1968 and published in Government Gazette Series I, No. 23 dated 5th September, 1968 namely:—

1. *Short title and commencement.*— (i) These rules may be called the Goa, Daman and Diu Civil Service (sixth amendment) Rules, 1974.

(ii) They shall come into force at once.

2. In the schedule II attached to the rules for the existing entry at serial no. 7 substitute:—

“Superintendents in the Secretariat and outside the Secretariat excluding those in the Judicial Commissioner's Court and its subordinate Courts”.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 4th June, 1974.

Notification

OSD/RRVS/20/73-II

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs, Letter No. F.7(11)/62-GOA dated 25th July, 1963 the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government Subordinate Revenue Services (Combined Cadre of Aval Karkuns, Circle Inspectors and Talathis) of the Collectorate of Goa and Directorate of Land Survey (non-ministerial non-gazetted) posts Recruitment Rules, 1973 issued under Notification of even number dated 6th June, 1973 published in Official Gazette Series I no. 13 dated 28th June, 1973 namely: —

1. *Short title and commencement.* — (1) These rules may be called the Goa Government Subordinate Revenue Services (Combined Cadre of Aval Karkuns, Circle Inspector and Talathis) of the Collectorate of Goa and Directorate of Land Survey (non-ministerial non-gazetted) posts Recruitment (First Amendment) Rules, 1974.

(2) They shall come into force at once.

2. In the Schedule attached to the said notification against the post of Aval Karkuns appearing at serial No. 1 for the existing entry in column 9, substitute:

"Two years — Note: The candidates (both direct and promotees) will be deemed to have completed satisfactorily, the period of probation only after they have passed the Departmental Examination".

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 4th June, 1974.

Labour and Information Department

Notification

1/399/74-LAB/636

Whereas the Lieutenant Governor of Goa, Daman and Diu is satisfied that it is necessary in the public interest that the Flour Milling Industry should be declared as Public Utility Service for the purpose of Industrial Disputes Act, 1947 (No. 14 of 1947).

Now, therefore, in exercise of the powers conferred under sub-clause (vi) of clause (n) of Section 2 of the said Act, the Lieutenant Governor of Goa, Daman and Diu hereby declares the Flour Milling Industry to be Public Utility Service for the purposes of the said Act for a period of six months with effect from the date of publication of this Notification.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. Noronha, Under Secretary, Industries & Labour.

Panaji, 31st May, 1974.

Urban Development Department

Notification

3-35-73-LSG (GEN)

In exercise of the powers conferred by Sub-Section (1) of Section 306 read with sub-section (1) of Section 151 of the Goa, Daman and Diu Municipalities Act, 1968 (No. 7 of 1969) and all other powers enabling him in this behalf, the Lieutenant Governor, Goa, Daman and Diu, hereby makes the following rules, namely: —

1. *Short title.* — These rules may be called the Goa, Daman and Diu Municipalities (Sale of Dis-trained or Attached Movable and Immovable Property) Rules, 1974.

2. *Definitions.* — In these rules, unless the context otherwise requires:

(a) "Act" means the Goa, Daman and Diu Municipalities Act, 1968 (No. 7 of 1969);

(b) "Form" means a Form appended to these rules;

(c) "Section" means a section of the Act;

(d) "Local Language" means Konkani and Marathi in the District of Goa and Gujarati in District of Daman and Diu.

3. *Chief Officer to make proclamation of intended sale.* — When any sale of either movable or immovable property is ordered under sub-section (1) of Section 151 the Chief Officer shall fifteen days prior to the date of such sale, issue a proclamation therefore, in Form A in English or any local languages specifying: —

(i) the time and place of sale;

(ii) the description of the property;

(iii) any encumbrance to which the property is liable;

(iv) any other particulars necessary to judge the nature and value of the property.

4. *Prior notice to defaulter of intended sale.* — Simultaneously with the issue of the proclamation for sale, a copy of the proclamation shall be served on the defaulter with a notice in Form "B".

5. *Proclamation to be given due publicity by Chief Officer.* — The proclamation shall, not less than fifteen days prior to the date of sale, be advertised by the Chief Officer in one or more local newspapers having wide circulation in the area of the Municipal Council. A copy of the proclamation shall also be affixed on the Notice Board of the Council Office, and in case all the property is land paying revenue to the Government, in the office of the Collector of the district in which the land is situated in the case of other immovable property, the proclamation shall be fixed at the place where it is situated and also at such other places as the Chief Officer may consider desirable. The Chief Officer may also give such additional publicity to the sale by beat of drum or any other customary mode of publicity as he may consider it necessary.

6. *Chief Officer to record reasons for postponement of Sale.* — Chief Officer may, for any sufficient

reasons to be recorded in writing postpone the sale and give sufficient publicity to the revised time, date and place fixed by him for holding the sale.

7. Sale to take place under supervision of Chief Officer.— Every sale shall take place under the supervision of.

(a) the Chief Officer or any other officer authorised by him in writing in the case of movable property;

(b) the Chief Officer, in the case of immovable property;

Provided that if for sufficient reasons, it is not possible for the Chief Officer to conduct the sale, he shall, with the permission of the President, authorise in writing any other Officer, not below the rank of a Head Clerk in the employ of the Council for the purpose.

8. Purchaser to deposit purchase money after conclusion of sale.— (1) When the officer conducting the sale concludes the sale of movable property, the bidder shall pay the sale price for which the sale is concluded immediately to the said officer, in default of which the property shall be resold at his risk. If the resale results in any loss to the Council, the bidder shall be liable for such loss.

(2) In the case of immovable property, the person who is declared to be the purchaser shall deposit 25 percent of the sale price immediately after his bid is accepted, with the officer conducting the sale. The purchaser shall pay the balance within fifteen days from the date of sale of the property in the Office of the Council. If the last day be a Sunday or a Public Holiday, then payment shall be made on the first working day immediately after such day.

(3) If the purchaser does not pay the balance of sale price, within the period prescribed by sub-rule (2) his deposit shall be resold at his risk. The purchaser shall forfeit all claims to the sale price realised on resale and if such resale results in any loss to the Council, he shall be liable for such loss.

9. Loss to be recovered as arrears of Municipal taxes.— When the resale of any property results in any loss to the Council, the difference in the original sale price and price realised after resale together with all expenses, incurred on such resale shall be recovered by the Council from the defaulter as arrears of Municipal taxes.

10. Resale to be held after fresh proclamation.— Whenever any postponed sale or resale of either movable or immovable property is to be held under these rules, the Chief Officer shall issue a fresh proclamation in the manner laid down in rule 3.

11. Sale to be set aside on grounds of irregularity, fraud, or mistake.— When any immovable property is sold, any person whose interests in the said immovable property are affected by such sale may apply to the Chief Officer within twenty-one days from the date on which the sale is held, to set aside the sale on the ground of some material irregularity, mistake or fraud in the proclamation or conduct of the sale.

Provided that, no sale shall be set aside by the Chief Officer on the aforesaid ground, unless, it is

proved to his satisfaction that the applicant has sustained substantial injury by reason thereof;

Provided further that, no such application for setting aside the sale shall be entertained upon any ground which could have been but was not put forward by the applicant before the commencement of the sale.

12. Refund of deposit or purchase money.— When the sale is set aside the deposit or purchase money, as the case may be, of the purchaser be refunded to him.

13. The Chief Officer to confirm the sale.— (1) If no objection is raised within twenty-one days from the date on which the sale of immovable property is held, or even when any objections are so raised and the Chief Officer is satisfied that there is no valid reason to set aside the sale and if full payment is made as required by these rules, the Chief Officer shall confirm the sale by granting a certificate as required by sub-section (2) of section 151 in Form "C".

(2) No sale shall be deemed to be complete, unless, it is confirmed by the Chief Officer.

(3) Where the sale of immovable property is confirmed by the Chief Officer, the name of the purchaser shall be entered in the Municipal Record as the owner of the said property, in lieu of the defaulter.

FORM «A»

(See rule 3)

Municipal Council.

Form of the Proclamation of Sale of attached property.

Whereas Shri ... has failed to pay the Municipal dues amounting to Rs. ... relating to the period from ... to ...

And whereas in accordance with the order No. ... dated ... issued by the Chief Officer, under Section 147 of the Goa, Daman and Diu Municipalities Act, 1968 the property of the said person hereunder specified has been attached/distrained towards recovery of the aforesaid Municipal dues;

Now, therefore, notice is hereby given that subject to the provisions of sub-section (1) of section 151 of the Goa, Daman and Diu Municipalities Act, 1968, the ... Officer of the ... Municipal Council shall sell by public auction ... day (date)

of ... at ... between ... on such conditions as (month and year) are set out in the subjoined schedule of conditions of sale, the right, title and interest of the said Shri ... in the property hereunder specified.

Details of Immovable property: —

Details of Movable property: —

... Chief Officer, Municipal Council.

Schedule of Conditions of Sale.
(Here insert Conditions of Sale)

FORM «B»

(See Rule 4)

... Municipal Council.

Notice of Sale

From ... Name and office of the persons charged with the execution of the warrant).

To,

Shri ... Name, father's name and address of the defaulter whose property is to be sold).

You are hereby required to take notice that the property described in the proclamation annexed hereto and which has been attached under Section 147 of the Goa, Daman and Diu Municipalities Act, 1968 (7 of 1969) shall be sold by public auction at

(place)
on the day ...
(date)
day of ... 19
(month and year)
at
(hour)

A copy of the proclamation issued in Form «A» attached.
Place ... Signature of the person charged
Date ... with the execution of the warrant

FORM «C»
(See Rule 13(1))
... Municipal Council

(Sale certificate to be issued under sub-section (2) of section 151 of the Goa, Daman and Diu Municipalities Act, 1968).

This is to certify that Shri/Shrimati
(son/daughter/wife)
resident of ... has been declared the purchaser of the property specified below for Rs. ... at a sale by public auction held on the ... of and that the said sale has been
(month and year)
confirmed by the Chief Officer ... Municipal Council on the ...
(date)
day of 19
(month and year)

Such sale transfers the right, title, and interest of Shri/Shrimati ... son/daughter/wife of ... resident of ... in the said property to the purchaser aforesaid.

Details of the property.		
Accurate situation of the property with detailed description of boundaries surroundings, etc. (applicable to immovable property)	Details of the property	Name in full of the owner of the said property
1	2	3

Date ... Signature of the Chief Officer.

Note. — The details of the property shall, as far as may be, the same as in the property register.

By order and in the name of the Administrator of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Revenue).
Panaji, 6th May, 1974.

Notification

3-98-70-LSG(Part I)

In exercise of the powers conferred by Section 306 read with sub-section (6) of Section 72 of the Goa,

Daman and Diu Municipalities Act, 1968 (7 of 1969) and all other powers enabling him in this behalf, the Lt. Governor of Goa, Daman and Diu hereby amends the Goa, Daman and Diu Municipalities (Common Cadre of Chief Officers) Rules, 1970 (hereinafter referred to as the "Principal Rules") as follows, namely: —

Amendment to Rule 4 of the Principal Rules —
For clause (b) of Rule 4 of the Principal Rules, the following shall be substituted, namely: —

"(b) The posts of Chief Officers of Class II to be filled in by transfer on deputation of suitable officers of the rank of Head Clerks in the Government Offices other than the Secretariat or Extension Officers (Village Panchayats) or Extension Officers (Co-operation) in the Block Development Offices".

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

F. A. Figueiredo, Under Secretary (Revenue).
Panaji, 18th May, 1974.

Law and Judiciary Department

Notification

LD/2962/74

The following notification received from the Government of India, Ministry of Health and F. P. (Department of Health), New-Delhi, is hereby published for general information of the Public.

M. S. Borkar, Under Secretary (Law).
Panaji, 25th May, 1974.

GOVERNMENT OF INDIA

MINISTRY OF HEALTH AND FAMILY PLANNING

(Department of Health)

New Delhi, 4-8-1973

Notification

G. S. R. 885. — Whereas a draft of certain amendments further to amend the Second Schedule to the Drugs and Cosmetics Act, 1940 (23 of 1940), was published, as required by Sub-Section (2) of section 16 the said Act, at page 3537 of the Gazette of India, in Part II, Section 3, sub-section (ii) S. O. No. 2538, dated the 9th September, 1972, with the notification of the Government of India in the Ministry of Health and Family Planning (Department of Health No. X.11014/15/72-D, dated the 7th August, 1972 inviting objections or suggestions from all persons likely to be affected thereby before the expiry of three months from the date of publication of the said notification;

And Whereas the said Gazette was made available to the public on the 11th September, 1972;

And Whereas the objections and suggestions received from the public on the said draft have been considered by the Central Government;

Now, Therefore, in exercise of the powers conferred by sub-section (2) of Section 8 and sub-section (2) of section 16 of the Drugs and Cosmetics Act, 1940 (23 of 1940) the Central Government after consultation with the Drugs Technical Advisory Board, hereby makes the following amendments in the Second Schedule to the said Act, namely:—

In the Second Schedule to the Drugs and Cosmetics Act, 1940 (23 of 1940), for entry 5, the following entry shall be substituted namely:—

"5. Other drugs

(a) Drugs included in the Indian Pharmacopoeia.

Standards of identity, purity and strength specified in the edition of the Indian Pharmacopoeia for the time being in force and such other standards as may be prescribed.

In case the standards of identity, purity and strength for drugs are not specified in the edition of the Indian Pharmacopoeia for the time being in force but are specified in the edition of the Indian Pharmacopoeia immediately preceding, the standards of identity, purity and strength shall be those occurring in such immediately preceding edition of the Indian Pharmacopoeia and such other standards as may be prescribed.

(b) Drugs not included in the Indian Pharmacopoeia but which are included in the official pharmacopoeia of any other country.

Standards of identity, purity and strength specified for drugs in the edition of such official Pharmacopoeia of any other country for the time being in force and such other standards as may be prescribed.

In case the standards of identity, purity and strength for drugs are not specified in the edition of such official Pharmacopoeia for the time being in force, but are specified in the edition immediately preceding, the standards of identity, purity and strength shall be those of such official Pharmacopoeia and such other standards as may be prescribed".

Sd./-

Km. SATHI BALAKRISHNA

Under Secretary to the Government of India.

Notification

LD/2972/74

The following Order which was recently passed by the Government of India is hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 23rd May, 1974.

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRIAL DEVELOPMENT

New Delhi, dated the 11th January, 1974

ORDER

S. O. — 27 (E) Whereas it appears to the Central Government that it is necessary so to do for securing the equitable distribution and availability at fair prices of commercial vehicles;

Now, therefore, in exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby makes the following Order, namely:—

1. **Short title, extent and commencement.** — (1) This Order may be called the Commercial Vehicles (Restriction on Re-sale) Order, 1974.

(2) It extends to the whole of India.

(3) It shall come into force on the 11th day of January, 1974.

2. **Definitions.** — In this Order, unless the context otherwise requires:—

a) "Commercial vehicles" means a motor vehicle of any description specified in column (1) of the Schedule manufactured or assembled in India, or manufactured in India from components imported into India or partly imported and partly manufactured in India, and includes every such description of motor vehicles whether called a truck chassis, bus chassis, three-wheeler, four-wheeler or by any other name;

b) "Controller" means a person appointed by the Central Government to be the Controller of commercial vehicles for the purpose of this Order;

c) "Government of a State" in relation to a Union territory, means the Administrator thereof;

d) "Schedule" means the Schedule to this Order.

3. **Commercial vehicles not to be resold, etc.** — (1) No person shall before the expiry of two years from the date when a commercial vehicle was first purchased as a new commercial vehicle, whether so purchased by him or by any person on his behalf and whether before or after the commencement of this Order, sell or offer to sell, or enter into any transaction involving the transfer of possession of, the commercial vehicle to any other person except under and in accordance with the terms and conditions of a permit in writing from the Controller, or, in a State an officer appointed for the purpose by the Government of that State.

(2) In granting or refusing a permit under sub-clause (1), the Controller or other officer shall have regard to the circumstances relating to the proposed sale or transaction, as the case may be, and to the purpose to be served by this Order.

4. Power to obtain information. — If the controller or, in a State an officer appointed for the purpose by the Government of that State, has reason to believe that a new commercial vehicle has been sold or its possession has been transferred before the expiry of the period of two years referred to in

sub-clause (1) of clause 3, he may require the person who has so sold or transferred its possession, to furnish the particulars relating to such sale or transaction involving such transfer of possession as the Controller or the officer may deem fit, including the name of the persons to whom the vehicle was so sold or its possession transferred.

[No. 2(61)/73-A(I)]

S. K. SAHGAL

Joint Secretary to the Government of India.